IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 18061 of 1994

Between:

1 A.Chandrasekhara Reddy, S/o. Annamali Reddy.
R/o. Varathna (P&M), G.D.Nellore Mandal,Chittoor.
2 P.Pattabhi Naidu, S/o. P.Bhaktha vatchala Naidu,
N.Kattakindapalle, E.Kothur(Post), Irla Mandal, Chittoor.
3 K.G.Mohan, S/o. K.Govindapalli,
Thummindapalyam, Nangamangalam, Chittoor.
4 B.Chandrasekhara Reddy, S/o. B.Chengal Reddy.
Polavaram(PO)Via Nadimpalli, Puthalapattu Mandal,
Chittoor.
5 R.Lakshmipathinaidu, S/o. Nadamuni Naidu.
Chinnakalikiri(PO) Via Bandurla Palli, Puthalapattu Mandal,
Chittoor.
6 B.Hemalatha, D/o. B.Chengal Reddy.
Polavaram(PO), Nadimpalle(Via), Puthalapattu(M), Chittoor.
7 G.Saraswathi, D/o. G.Munirathnam Chetty.
Agaram Mangalam, Veeraga Nellore,
G.D.Nellore Mandal, Chittoor.
8 A.Revathi, D/o. A.Kuppi Reddy.
Gollamadugu(V), Bommasumudram(PO),
Gudipala(M), Chittoor.
9 G.Krishna Murthy Reddy, S/o. Thammireddy.
Sanjeevarayanapalli (Village), Chitipiralla (P.O.),

Pakala (Via), Chittoor District, A.P., Hall Ticket No.2221,
10 M. Chandrasekhara Reddy S/O. M. Subba Reddy
Thimmogipalle (Village), Karidivaripalle (PO),

Bangarupalyam Mandalam, Chittoor District,

A.P., Hall Ticket No. 3752,
11 M. Chenchulakshmi D/O. M. Jayarama Reddy

Eguvakalva (Village & Post), G.D. Nellore Mandalam,

Chittoor District, A.P., Hall Ticket No. 3645,

12 L. Ananda Reddy S/O. L. Raghunadha Reddy
Muttukuru (PO), M. Paipalle (Village),

Bangarupalyam (Via), Chittoor District,

A.P., Hall Ticket No. 3561,

13 E. Somasekhar Naidu S/O. E. Ramachandra Naidu
Arimakulapalle (Village), Avalkonda (PO),

G.D. Nellore Mandalam,

Chittoor District, A.P., HallTicket No. 3708,

14 C. Bharathi D/O. C. Narayana Reddy
Sanjeevarayanapatteda (Village),

Thukivakam (PO), Renigunta Mandalam,

Chittoor District, A.P., Hall Ticket No. 3598,

15 G. Ananda Reddy S/O. G. Jagannadha Reddy
Bommaipalli (Village), Devalampeta (PO),

Vedurukuppam Mandalam,

Chittoor District, A.P. Hall Ticket No. 1604.

16 R. Madana Mohan Rao S/O. R. Kuppanaidu
Kanakampalyam (Village), Nandimangalaram (PO),

Puttur (Mandalam), Chittoor District, A.P.,
Hall Ticket No. 2587,

17 V. Krishna Murthy S/O. V. Narayanaswamy Naidu
Kanakampalyam (Village), Nandimangalam (PO),

Puttur Mandalam,

Chittoor District, A.P., Hall Ticket No. 3878,

18 G. Lakshmidevi W/O. T. Jaggaiah,

Garampalle (Village), Kotrakona (PO),

Kotrakona, Murakambattu (Vil.), Chittoor District, A.P.
Hall Ticket No., 3659,

19 M. Rasheed Ahmed S/O. M.M.D. Shaik Imamsaheb (URUDU),
D.No. 1-1, B.S.M.House, Government Hospital,

IInd Gate, Chittoor,

Chittoor District, A.P. Hall Ticket No. 3410

20 S. Mahaboob Sheriff S/O. S. Ismail Shariff

Rompicherla (Post & Mandalam), Chittoor District,

PIN: 517 192, A.P., Hall Ticket No,. 3691,
21 S. Mahammad Ghouse S/O. Abdul Kareem Saheb
Bus Stand, Somala (PO), Chittoor District, PIN: 517 257,

A.P., Hall Ticket No. 3704,
22 C. Pushapavathi D/O. C. Ramireddy,

Karidivaripalli (Village & Post),

Bangarupalyam Mandalam, Chittoor District,

A.P., Hall Ticket No. 3746
23 G. Gireendra Babu S/O. G. Sankara Narayana Gupta
Brahamana Street, PAKALA, Chittoor District,

A.P., Hall Ticket No,. 3713,

24 M. Krishna Murthy S/O. Shanmugam
Main Road, Thavanampalli,

Thavanampalli (Mandalam)Chittoor District,

A.P., Hall Ticket No. 1701
25 M. Subrahmanyam Reddy S/o. M. Rami Reddy,

Polavaram (V & P), Puthalapattu (M), Chittoor District,

A.P. Hall Ticket No. 2148
26 S. Sreeramulu Naidu S/o. S. Bhaskar Naidu
Vadrampalli (Village), Kamipakam (PO),

IrlaMandalam, Chittoor District, A.P. Hall Ticket No. 3584
27 K. Leelakumari W/o. N. Ramachandranaidu
Peddagorpadu (Village and Post), Pakala Mandalam,

Chittoor District, A.P., Hall Ticket No. 2651
28 M. Ravi S/o. Subbaiah, Muthubrahamana Street,

Bangarupalyam, Chittoor District, A.P.
29 K.V. Kalai Selvi W/o.Ananthapadmanabham,

Venkatagirikota (V&P), Chittor District, A.P.,

Hall Ticket No. 1622
30 A. Balaji S/O. Munaswamy Naidu, S.R. Puram

(Village and Post and Mandalam), Chittoor District,

A.P. Hall Ticket No. 3902.
31 G.R. Sujatha D/o. G. Ramalingam, A.L.Puram (Post),

Chittoor District, A.P., Hall Ticket No. 2248,
32 K. Ravindar S/O. K. Sreeramulu,
H.NO. 17-66, B.N.R. Colony, Devarakonda,

Nalgonda District, A.P. Hall Ticket No. 2236.

..... PETITIONERS

AND

1. The Govt. of A.P. rep. by its Secretary, Panchyathraj Department,

Secretariat, A.P., Hyderabad.
2 The Govt. of A.P., rep. by its Secretary,

Education Department, Secretariat Buildings, A.P. Hyderabad.

3 The District Collector, Chittoor District, Chittoor, A.P.
R3- dismissed for default vide Court Order dt 14/12/99.
4 The District Special Officer, Zilla Praja Parishad,

Chittoor, Chittoor District. A.P.

5 The District Development Officer,

Zilla Praja Parishad, Chittoor, Chittoor District, A.P.,
6 The District Collector, Nalgonda, Nalgonda District, A.P.
7 The District Special Officer, Zilla Praja Parishad,

Nalgonda, Nalgonda District, A.P.,
8 The District Development Officer, Zilla Praja Parishad,

Nalgonda, Nalgonda District, A.P.

R3 dismissed for default vide court order dated 14-12-99.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ or order or direction under Article 226 of the Constitution of India, particularly one in the nature of WRIT OF MANDAMUS, directing the respondents herein to appoint forthwith the petitioners as Teachers in the available vacancies based on their earlier eligibility as per G.O.Ms.No.716, Panchayathraj (Samithi) Department, dated 13-11-1981 after calling for the records and to pass such other order or orders.

Counsel for the Petitioners:MR.PRATTIPATI VENKATESWARLU

Counsel for the Respondents : GP FOR PANCHAYAT RAJ

& RURAL DEVELOPMENT.

The Court made the following :

O R D E R :-

It is represented by the learned counsel for the petitioners as well as the learned Government Pleader for Panchayat Raj that this Writ Petition is not maintainable, in view of the Judgment of the Supreme Court in ***L.CHANDRAKUMAR Vs. UNION OF INDIA*** and the remedy of the petitioners is to approach the Andhra Pradesh Administrative Tribunal.

In the circumstances, this Writ Petition is dismissed, giving liberty to the petitioners to approach the Andhra Pradesh Administrative Tribunal and seek redress of their grievance, if the petitioners are so advised and so chosen. No costs.

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09-07-2004

prv

To

1. The Secretary, Govt. of A.P.,

Panchyathraj Department,

Secretariat, A.P., Hyderabad.

2 The Secretary, Govt. of A.P.,

Education Department,

Secretariat Buildings, A.P. Hyderabad.

3 The District Special Officer, Zilla Praja Parishad,

Chittoor, Chittoor District. A.P.

4 The District Development Officer,

Zilla Praja Parishad, Chittoor,

Chittoor District, A.P.,

5 The District Collector, Nalgonda, Nalgonda District, A.P.

6 The District Special Officer, Zilla Praja Parishad,

Nalgonda, Nalgonda District, A.P.,

7 The District Development Officer,

Zilla Praja Parishad, Nalgonda,

Nalgonda District, A.P.,

8. Two CCs to Government Pleader for Panchayat Raj

and Rural Development.

(O.U.T) High Court of A.P., Hyderabad.

9 Two CD copies.

10 The Registrar, A.P. Administrative Tribunal, Hyderabad.